

Case 3:08-cv-50001 Document 3 Filed 01/02/2008 Page 1 of 3  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

FILED

JAN 02 2008

Tony E. Collier  
Petitioner  
McGuire  
SHERRY BENTON  
Respondent

No. 08C50001

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

KAPALA

MOTION FOR APPOINTMENT OF COUNSEL

The undersigned (Petitioner/Respondent) Tony E. Collier respectfully moves  
The court to appoint Counsel for (him/her) in this cause. In Support, (Petitioner/  
Respondent) States:

1. I have been incarcerated continuously since 5-8-95 and am presently  
held in custody and residing at the Pontiac Correctional Center in  
Pontiac ILLinois, County of Livingston.
2. I am without sufficient income or assets with which to pay for the costs of These  
Proceedings or to employ an attorney to represent me in this matter.
3. I am without the Services of counsel to represent me in this matter and I wish the  
court to appoint counsel to represent me in this matter.
4. I have a constitutional right to access to the courts, and without the assistance  
of counsel, my access to the courts will not be adequate, effective or meaningful  
Because:  
I do not know rule of the Law and do not have  
access to the Law = Library

5. My (claim/defense) in this matter is not frivolous or malicious, but is colorable and  
meritorious.

6. Since This matter concerns the (condition/duration) of my confinement, I have sought  
(institutional/administrative) review of This matter through the proper grievance  
Procedures before this action was filed. (At this Point State what, if any, action was  
taken or decision that was made concerning your grievances).

2/15/07 Per Records Received Mr. Collier is capable of filing his own grievances and has you can not file on  
aneshess behalf and it does his appear anything Prohibits Collier from writing his own grievances  
3/12/07 Issue all from Sept do over 60 Days I had Send my grievance in to I.A.B.R. and  
They Denied

WHEREFORE, (Petitioner/Respondent) Tony E. Collier, respectfully requests  
That counsel be appointed to represent (him/her) in this matter.

Tony Collier

(Your Signature)

Type or print name Tony E. Collier

Register number B-39900

Pontiac Correctional Center

Box 99

Pontiac, Illinois 61764

(Petitioner/Respondent), Pro Se

### AFFIDAVIT OF SERVICE

I, Tony E. Collier, state that I served a copy of the document to which this affidavit is attached upon each party, or, if represented by counsel, upon the attorney of record for said party (ies) by enclosing the same in a sealed envelope plainly addressed as is disclosed by the pleadings of record herein and by depositing each of such envelopes in the box designated for United States mail at Pontiac Correctional Center, Pontiac Illinois, together with the appropriate request to the prison official responsible to affix fully prepaid thereon, on this 25 day of December, 2007.

Tony E. Collier  
Signature

### VERIFICATION

I, Tony E. Collier, the undersigned, certify and state that:

1. I am the (Petitioner/Respondent) in the above captioned legal matter.
2. I have read the foregoing application and have knowledge of its contents; and
3. **Under penalties as provided by law pursuant to 735 ILCS 5/1-109, I certify that the statements set forth in the foregoing motion and this affidavit are true and correct except as to matters therein stated to be on information and belief, and as to such matters I certify that I believe the same to be true.**

Tony E. Collier  
(Your signature)